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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/077,629	02/14/2002	Charles A. Nicolette	GZ 2098.00

CONFIRMATION NO. 9083

30089

GENZYME CORPORATION C/O MCCUTCHEN, DOYLE, BROWN,  
& ENERSEN  
MCCUTCHEN, DOYLE, BROWN & ENERSEN, LLP  
THREE EMBARCADERO CENTER  
SAN FRANCISCO, CA 94111

FORMALITIES LETTER



\*OC00000007804998\*

Date Mailed: 04/05/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Mulvaney et al his et  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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11 FD:105 130.00 CH

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PTO/SB/21 (08-00)

Approved for use through 10/31/02. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

12

Application Number

10/077,629

Filing Date

February 14, 2002

First Named Inventor

Charles A. NICOLETTE

Group Art Unit

1645

Examiner Name

Not Yet Assigned

Attorney Docket No.

GZ 2098.00

## ENCLOSURES (check all that apply)

☒ Fee Transmittal Form (in duplicate)

☐ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declarations

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/  
Incomplete Application

☒ Response to Missing Parts  
under 37 CFR 1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a  
Provisional Application

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to  
Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify  
below):

A copy of a Notice to File Missing Parts of  
Nonprovisional Application, Declaration,  
Power of Attorney and Prosecution by  
Assignee, Certificate Under 3.73(b) with  
copy of Assignment, postcard receipt.

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm  
or

Individual Name

Antoinette F. Konski  
McCutchen Doyle Brown & Enersen LLP  
Three Embarcadero Center, Suite 1800  
San Francisco, California 94111-4067

Signature

*Antoinette F. Konski*

Date

May 15, 2002

## CERTIFICATE OF MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on this date: May 15, 2002.

*Mary R. Zimmerman*  
Mary R. Zimmerman

Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

# FEE TRANSMITTAL FOR FY 2002

COPY OF PAPERS  
ORIGINAL FILED

Complete if Known

Application Number 10/077,629

Filing Date February 14, 2002

First Named Inventor Charles A. NICOLETTE

Examiner Name Not Yet Assigned

Group Art Unit 1645

Attorney Docket No. GZ 2098.00

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit  
Account  
Number

50-1189

Deposit  
Account  
Name

McCutchen Doyle Brown & Enersen LLP

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$0)

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20**	x		\$
Independent Claims	3**	x	\$

Multiple Dependent

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claims, if not paid
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$0)

\*\* or number previously paid, if greater; For reissues, see above.

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	\$130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	330	219	160	Notice of Appeal	
120	330	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions of the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per properties (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$130.00)

## SUBMITTED BY

Name (Print/Type)

Antoinette E. Konski

Registration No.  
(Attorney/Agent)

34,202

Complete (if applicable)

Telephone

(650) 849-4950

Signature

Date

May 15, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Charles A. NICOLETTE

Serial No.: 10/077,629

Filing Date: February 14, 2002

For: ALTERED PEPTIDE LIGANDS



Examiner: Not Yet Assigned

Group Art Unit: 1645

RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX: Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This paper is submitted in response to the Notice to File Missing Parts issued by the U.S. Patent and Trademark Office on April 5, 2002, in connection with the above-identified application. A response to this Notice originally due on June 5, 2002. Accordingly, this response is timely filed.

Applicant submits herewith the following documents:

- ☒ 1. Copy of Notice to File Missing Parts of Nonprovisional Application
- ☒ 2. Declaration signed by the inventor(s) and the surcharge of \$130.00.
- ☒ 3. Power of Attorney and Prosecution by Assignee
- ☒ 4. Certificate under 3.73(b) with copy of Assignment form
- ☐ 5. Verified Statement Claiming Small Entity Status
- ☐ 6. Verified English translation of the application, along with the \$130.00 fee
- ☐ 7. Preliminary Amendment
- ☐ 8. Check for \$
- ☒ 9. Postcard receipt

[ ] The Commissioner has already been authorized to charge fees in this application to Deposit Account No. .

[X] The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to **Deposit Account No. 50-1189**, referencing attorney billing no. 19442-7250.

## CONCLUSION

In the unlikely event that the transmittal letter is separated from this document and/or the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 50-1189**, referencing attorney billing no. 19442-7250. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Having now complied with all of the requirements of 37 C.F.R. 1.53, Applicant respectfully requests that this application be placed upon the files for examination.

Respectfully submitted,

Date: May 15, 2002

By: Antoinette F. Konski  
Antoinette F. Konski  
Reg. No. 34,202

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